

the City of Spokane and Spokane County between I-90, Spokane County, WA, Due: October 27, 1995, Contact: Gene Fong (360) 753-9413.

EIS No. 950412, Draft EIS, COE, CA, Magpie Creek Channel Section 205 Flood Control Investigation Project, Improvements, Implementation and NPDES Permit Issuance, McCellan Air Force Base, City of Sacramento and lands within the County of Sacramento CA, Due: October 23, 1995, Contact: Joseph Broadhead (916) 264-7622.

EIS No. 950413, Draft EIS, FHW, CA, Alternatives to Replacement of the Embarcadero Freeway and the Terminal Separator Structure, (Formerly CA-480) Implementation, Permit Approvals and Funding, San Francisco County, CA, Due: October 23, 1995, Contact: John R. Schultz (916) 498-5041.

EIS No. 950414, Draft Supplement, FHW, NB, South Locust Street (also known as Old Highway 281) Transportation Improvements, Additional Information, I-80 to the Grand Island and North of US 34, Funding and COE Section 404 Permit, Hall County, NB, Due: October 23, 1995, Contact: Phillip E. Barnes (402) 437-5521.

#### Amended Notices

EIS No. 950376, Draft EIS, AFS, CO, Rio Grande National Forest Land and Resource Management Plan, Implementation, Archuleta, Rio Grande, Custer, Hinsdale, Alamosa, San Juan, Conejos, Mineral and Saquache Counties, CO, Due: December 22, 1995, Contact: James B. Webb (719) 852-5941. Published FR-08-25-95 Due Date Correction.

EIS No. 950383, Draft EIS, MMS, AK, Beaufort Sea Planning Area Proposed 1996 Oil and Gas Lease Sale No. 144, Lease Offerings, Alaska Outer Continental Shelf (OSC), AK, Due: November 20, 1995, Contact: George Valiulis (703) 787-1662. Published FR-08-25-95 Due Date Correction.

Dated: September 5, 1995.

**William D. Dickerson,**

Director, NEPA Compliance Division, Office of Federal Activities.

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[FRL-5293-8]

#### Jack's Creek/Sitkin Smelting Superfund Site De Minimis Settlement; Proposed Administrative Settlement Under the Comprehensive Environmental Response, Compensation and Liability Act

**AGENCY:** United States Environmental Protection Agency.

**ACTION:** Request for Public Comment.

**SUMMARY:** The United States Environmental Protection Agency is proposing to enter into a *de minimis* settlement pursuant to Section 122(g)(4) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended, (CERCLA), 42 U.S.C. 9622(g)(4). This proposed settlement is intended to resolve the liabilities under CERCLA of Diversified Industries, Inc., Scullin Steel Company (formerly Eastern Diversified Metals Corporation), and Theodore Sall, Inc. for response costs incurred by the United States Environmental Protection Agency at the Jack's Creek/Sitkin Smelting Superfund Site, Maitland County, Pennsylvania.

**DATES:** Comments must be provided on or before October 10, 1995.

**ADDRESSES:** Comments should be addressed to the Docket Clerk, United States Environmental Protection Agency, Region III, 841 Chestnut Building, Philadelphia, Pennsylvania, 19107, and should refer to: In Re: Jack's Creek/Sitkin Smelting Superfund Site, Maitland County, Pennsylvania, U.S. EPA Docket No. III-94-40-DC.

**FOR ADDITIONAL INFORMATION CONTACT:** Daniel Isales (215) 597-4774, or Pamela Lazos (215) 597-8504, United States Environmental Protection Agency, Office of Regional Counsel, (3RC22), 841 Chestnut Building, Philadelphia, Pennsylvania, 19107. Notice of De Minimis Settlement: In accordance with Section 122(i)(1) of CERCLA, 42 U.S.C. 9622(i)(1), and Section 7003(d) of the Solid Waste Disposal Act, 42 U.S.C. 6973(d), notice is hereby given of a proposed administrative settlement concerning the Jack's Creek/Sitkin Smelting Superfund Site in Maitland County, Pennsylvania. The administrative settlement was signed by the United States Environmental Protection Agency, Region III's Regional Administrator on March 6, 1995 and is subject to review by the public pursuant to this Notice. The agreement is also subject to the approval of the Attorney General, United States Department of Justice or her designee and for the grant of a covenant not to sue for damages to natural resources, is also subject to

agreement in writing by the Department of the Interior ("DOI").

The settling parties collectively agreed to pay \$14,478.00 to United States Environmental Protection Agency toward EPA response costs and \$522.00 to DOI for damages to natural resources, subject to the contingency that the Environmental Protection Agency may elect not to complete the settlement based on matters brought to its attention during the public comment period established by this Notice.

EPA is entering into this agreement under the authority of Sections 122(g) and 107 of CERCLA, 42 U.S.C. 9622(g) and 9607. Section 122(g) of CERCLA, 42 U.S.C. 9622(g), authorizes early settlements with *de minimis* parties to allow them to resolve their liabilities under, inter alia, Section 107 of CERCLA, 42 U.S.C. 9607, to reimburse the United States for response costs incurred in cleaning up Superfund sites without incurring substantial transaction costs. The grant of a covenant not to sue for damages to natural resources by DOI to those parties paying their share of such allocated costs is subject to agreement in writing by DOI pursuant to Section 122(j) of CERCLA, 42 U.S.C. 9622(j).

The Environmental Protection Agency will receive written comments upon this proposed administrative settlement for thirty (30) days from the date of publication of this Notice. Moreover, pursuant to Section 7003(d) of the Solid Waste Disposal Act, 42 U.S.C. 6973(d), the public may request a meeting in the affected area. A copy of the proposed Administrative Order on Consent can be obtained from the Environmental Protection Agency, Region III, Office of Regional Counsel, (3RC20), 841 Chestnut Building, Philadelphia, Pennsylvania, 19107 by contacting Daniel Isales at (215) 597-4774 or Pamela Lazos at (215) 597-8504.

**Peter H. Kostmayer,**

Regional Administrator, EPA, Region III.

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[FRL-5293-7]

#### Proposed Administrative Penalty Assessment and Opportunity to Comment

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of proposed assessment of Clean Water Act Class I administrative penalty and opportunity to comment.

**SUMMARY:** EPA is providing notice of a proposed administrative penalty for